

## RESOLUTION NO. 1125

### A RESOLUTION AUTHORIZING THE CITY OF PRINEVILLE TO ENTER INTO A BUSINESS LEASE AND TRACK USAGE AGREEMENT AND A WATER SUPPLY AGREEMENT WITH ENVIROTECH SERVICES, INC.

#### RECITALS:

- A. Envirotech Services, Inc. (hereinafter "ESI") desires to lease from the City of Prineville (hereinafter "City") approximately seven acres of real property at the City of Prineville Freight Depot. The property is comprised of portions of Tax Lot 602 and 607 of Crook County Tax Assessor's Map 1415-23.
- B. The full lease term is twenty years with minimum rent payments of \$3,000 per month.
- C. ESI also desires to enter into a Water Supply Agreement with the City under the terms of which the City is to supply water to ESI for industrial purposes.
- D. City staff believes it is in the best interests of the City of Prineville and the City of Prineville Railway to enter into the Business Lease and Track Usage Agreement and Water Supply Agreement, which have been negotiated with ESI.

THEREFORE, the Prineville City Council resolves as follows:


1. The City shall enter into the Business Lease and Track Usage Agreement with ESI.
2. The City shall enter into a Water Supply Agreement with ESI.
3. The Mayor shall execute on behalf of the City the necessary documents to enter into the Business Lease and Track Usage Agreement and the Water Supply Agreement, as well as any other documents related to such transaction.

Passed by the City Council this 2<sup>nd</sup> day of February, 2010.

Signed by the Mayor this 2<sup>nd</sup> day of February, 2010.

  
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Mike Wendel, Mayor

ATTEST:

  
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Steve Forrester, City Manager/Recorder